

OKLAHOMA *v.* CASTLEBERRY ET AL.CERTIORARI TO THE COURT OF CRIMINAL APPEALS OF
OKLAHOMA

No. 83-2126. Argued March 20, 1985—Decided April 1, 1985
678 P. 2d 720, affirmed by an equally divided Court.

David W. Lee, Assistant Attorney General of Oklahoma, argued the cause for petitioner. With him on the briefs were *Michael C. Turpen*, Attorney General, and *Hugh A. Manning*, Assistant Attorney General.

Charles Foster Cox argued the cause and filed a brief for respondents.*

PER CURIAM.

The judgment is affirmed by an equally divided Court.

JUSTICE POWELL took no part in the decision of this case.

*Briefs of *amici curiae* urging reversal were filed for the State of California by *John K. Van de Kamp*, Attorney General, *Robert R. Granucci*, Assistant Attorney General, and *Clifford K. Thompson, Jr.*, and *Ronald E. Niver*, Deputy Attorneys General; and for Americans for Effective Law Enforcement, Inc., et al. by *Fred E. Inbau*, *Wayne W. Schmidt*, *James P. Manak*, *David Crump*, and *Daniel B. Hales*.